



96TH GENERAL ASSEMBLY

State of Illinois

2009 and 2010

HB5953

Introduced 2/10/2010, by Rep. Mary E. Flowers

SYNOPSIS AS INTRODUCED:

410 ILCS 50/2.03
410 ILCS 50/4

from Ch. 111 1/2, par. 5402.03
from Ch. 111 1/2, par. 5404

Amends the Medical Patient Rights Act. Expands the definition of "health care provider" to include nursing homes (rather than skilled nursing homes only). Permits a patient to recover damages in a civil action brought under the Act. Effective immediately.

LRB096 18204 KTG 33579 b

1 AN ACT concerning regulation.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Medical Patient Rights Act is amended by
5 changing Sections 2.03 and 4 as follows:

6 (410 ILCS 50/2.03) (from Ch. 111 1/2, par. 5402.03)

7 Sec. 2.03. "Health care provider" means any public or
8 private facility that provides, on an inpatient or outpatient
9 basis, preventive, diagnostic, therapeutic, convalescent,
10 rehabilitation, mental health or mental retardation services,
11 including general or special hospitals, ~~skilled~~ nursing homes,
12 extended care facilities, intermediate care facilities and
13 mental health centers.

14 (Source: P.A. 81-1167.)

15 (410 ILCS 50/4) (from Ch. 111 1/2, par. 5404)

16 Sec. 4. Violations. Any physician or health care provider
17 that violates a patient's rights as set forth in subparagraph
18 (b) of Section 3 is guilty of a petty offense and shall be
19 fined \$500. Any insurance company or health service corporation
20 that violates a patient's rights as set forth in subparagraph
21 (c) of Section 3 is guilty of a petty offense and shall be
22 fined \$1,000. Any physician, health care provider, health

1 services corporation or insurance company that violates a
2 patient's rights as set forth in subsection (d) of Section 3 is
3 guilty of a petty offense and shall be fined \$1,000. A patient
4 may also recover damages in a civil action for any violation of
5 this Act.

6 (Source: P.A. 92-651, eff. 7-11-02.)

7 Section 99. Effective date. This Act takes effect upon
8 becoming law.